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Of Attorneys for Plaintiff,

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

**BHPB FREIGHT PTY LTD.,**

Plaintiff,

vs.

**M/V POS ISLAND, her engines, tackle,  
apparel, furniture, equipment and all other  
necessaries appertaining and belonging  
thereto, *in rem*,**

Defendant.

No. CV '07 1560-ST

IN ADMIRALTY

ORDER FOR RELEASE OF VESSEL FROM  
ARREST, DISCHARGE OF CUSTODIAN  
AND DISMISSAL

On motion of plaintiff,

IT IS HEREBY ORDERED as follows:

1) The defendant vessel M/V POS ISLAND is hereby released from arrest and from the custody of the U.S. Marshal and the substitute custodian previously appointed herein, effective upon execution of this Order. Plaintiff's counsel shall serve this Order on the U.S. Marshal and substitute custodian forthwith by facsimile, and shall file the original with the Court Clerk on Monday, October 22, 2007.

2) The U.S. Marshal and the substitute custodian appointed by the court by Order dated October 18, 2007, Cascade Marine Agencies, are hereby discharged of all custodial duties respecting the defendant vessel M/V POS ISLAND, provided, however, that plaintiff shall pay the agreed upon and reasonable charges of the U.S. Marshal and the substitute custodian for their services;

3) The above-captioned case and cause is hereby dismissed without prejudice and without costs to any party.

DATED this 20<sup>th</sup> day of October, 2007.




Hon. Janice M. Stewart  
United States Magistrate Judge

Presented by:

SCHWABE, WILLIAMSON & WYATT, P.C.

By:

  
C. Kent Roberts, OSB #80101  
Bradley D. Maier, OSB #03118  
Of Attorneys for Plaintiff